

**IN THE MICHIGAN COURT OF APPEALS**

**ORDER**

Re: **People of MI v Patrick G McNamee**  
Docket No. **288097**  
L.C. No. **00-023332 FC**

Christopher M. Murray, Chief Judge Pro Tem, acting under MCR 7.203(F)(1) and 7.216(A)(10), orders:

The motion to waive fees is GRANTED for this case only.

The application for leave to appeal is DISMISSED for lack of jurisdiction because defendant cannot appeal the denial or rejection of a successive motion for relief from judgment. See MCR 6.502(G)(1). Regardless of the title placed on the last motion filed in the trial court, the filing was a motion for relief from judgment. See MCR 6.501 and the August 18, 2008 opinion and order of the trial court. The Court also notes that the assertion made by defendant in this fourth application for leave to appeal could have been raised in the three previous applications for leave to appeal filed by defendant in Nos. 11562, 186178, and 273736.



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

OCT 22 2008

Date

*Sandra Schultz Mengel*  
Chief Clerk